

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**VNB REALTY, INC., a wholly owned
subsidiary of Valley National Bank,**

Plaintiff,

v.

U.S. BANK, N.A.,

Defendant.

Civ. No. 2:13-04743 (WJM)

ORDER

Defendant U.S. Bank, N.A. moves to dismiss Plaintiff's Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6). For the reasons stated in this Court's accompanying opinion; and for good cause shown,

IT IS on this 23rd day of April 2014, hereby,

ORDERED that Defendant's motion to dismiss is **GRANTED IN PART**, and **DENIED IN PART**; and it is further

ORDERED that Counts II, III, IV, VI, and VII are **DISMISSED WITH PREJUDICE**; and it is further

ORDERED that Plaintiff shall have thirty days from the date of this Order in which to amend the complaint to address only those deficiencies noted in the accompanying Opinion.

/s/ William J. Martini
WILLIAM J. MARTINI, U.S.D.J.